PTO/SB/21 (08-03)

Moder the Paperwork Reduction Act of 1995	no person	U.S. Pater s are required to respond to a collection	t and Trader	roved for use through 08/30/2003. OMB 0651-0031 mark Office; U.S. DEPARTMENT OF COMMERCE tion unless it displays a valid OMB control number.	
And the second s		Application Number	09/978,138		
TRANSMITTAL FORM  (to be used for all correspondence after initial filing)		Filing Date	10/15/2001 Rong-Ji Liu		
		First Named Inventor			
		Art Unit	2627		
		Examiner Name	Safaipour, H.		
Total Number of Pages in This Submission	82	Attorney Docket Number	112.P14055	5	
ENCLOSURES (Check all that apply)					
Fee Transmittal Form  Fee Attached  Amendment/Reply  After Final  Affidavits/declaration(s)  Extension of Time Request  Express Abandonment Request  Information Disclosure Statement  Certified Copy of Priority Document(s)  Response to Missing Parts/ Incomplete Application  Response to Missing Parts	Remar  1. Issue 2. Com 3. Assig	Drawing(s)  Licensing-related Papers  Petition  Petition to Convert to a  Provisional Application  Power of Attorney, Revocation  Change of Correspondence Addre  Ferminal Disclaimer  Request for Refund  CD, Number of CD(s)  E Fee Transmittal (1 page)  ments on Statements of Reasons  gnment of Patent Rights (75 page)  ement Under 37 CFR 3.73(b) (1 p	s for Allowa	After Allowance communication to Technology Center (TC)  Appeal Communication to Board of Appeals and Interferences Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)  Proprietary Information  Status Letter Other Enclosure(s) (please Identify below):  See Remarks	
under 37 CFR 1.52 or 1.53					
		F APPLICANT, ATTORNI	EY, OR A	AGENT	
Firm Michael J. Willardson, Reg. No. 50,856 or Berkeley Law and Technology Group					
Signature					
Date 2/	60	do de			
CERTIFICATE OF TRANSMISSION/MAILING					
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.					
Typed or printed name Michelle Turner					
Signature , MCL S				Date 210WV	
				the control of the the HODTO to	

This collection of information is required by 37 CFR 1.8. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.





# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re F	Patent Application of:	) ) Examiner: <i>Safaipour, H.</i>
	Liu et al.	) Art Unit: 2627
Applic	ation No.: 09/978,138	)
Filed:	October 15 <sup>th</sup> , 2001	)
For:	Optical Scanner Equipped with Plug-in Calibration Film	

COMMISSIONER FOR PATENTS P.O. BOX 1450 ALEXANDRIA, VA 22313-1450

### COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE

### Dear Sir:

In response to the Notice of Allowance and Examiner's statement of reasons of allowance mailed on November 10, 2005, it is respectfully requested that the following comments be entered in the record of the above-referenced patent application.

#### **COMMENTS**

The Examiner's statements of reasons for allowance are hereby acknowledged by Assignee. Assignee agrees that the claimed subject matter is patentably distinct from the documents cited by the Examiner; however, Assignee takes no position regarding the reasons for allowance presented by the Examiner, other than the positions Assignee may have previously taken during prosecution of the above-referenced patent application. Therefore, the Examiner's reasons for allowance should not be attributed to Assignee as an indication of the basis for Assignees' belief that the claims are patentably distinct. Furthermore, it is respectfully asserted that there may also be additional reasons for patentability of the claimed subject matter not explicitly stated in this record. While in accordance with 37 C.F.R. §1.104(e), a failure by the Assignee to disagree with the Examiner, or file more detailed comments, does not give rise to any implication that the Assignee agrees with or acquiesce in the reasoning of the Examiner, here, by this document, Assignee is expressly making clear that no such agreement or acquiesce is present.

Attorney Docket: 112.P14055

## CONCLUSION

In view of the foregoing, it is respectfully submitted that all of the claims pending in this patent application are in condition for allowance. If the Examiner has any questions, he is invited to contact the undersigned at (503) 439-6500.

Please charge any shortages and credit any overcharges of any fees required for this submission to Deposit Account number 50-3703.

Dated:

Respectfully submitted,

Michael J. Willardson Patent Attorney

Reg. No. 50,856

Berkeley Law and Technology Group, LLC 1700 NW 167th Place, Suite 240 Beaverton, OR 97006